



February 6, 2001

SENATE BILL No. 139

DIGEST OF SB 139 (Updated February 5, 2001 11:00 AM - DI 102)

Citations Affected: IC 3-9.

Synopsis: Campaign finance. Provides that campaign contributions may not be used to pay any candidate or any candidate's spouse a salary or to replace any candidate's or any candidate's spouse's lost income, unless all of the following apply: (1) the committee making the payment is not the candidate's committee; (2) the candidate or spouse is a contractor of the committee in the normal course of the committee's business; and (3) the payment is made for services normally rendered to the committee and not in consideration of the candidate's candidacy.

Effective: Upon passage.

Lawson C

January 8, 2001, read first time and referred to Committee on Legislative Apportionment & Elections.
February 5, 2001, amended, reported favorably — Do Pass.

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SB 139—LS 7023/DI 101+



February 6, 2001

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

SENATE BILL No. 139

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 3-9-3-4 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) Money received by a
3 candidate or committee as a contribution may be used only:

4 (1) to defray any expense reasonably related to the person's or
5 committee's:

6 (A) campaign for federal, state, legislative, or local office;

7 (B) continuing political activity; or

8 (C) activity related to service in an elected office;

9 (2) to make an expenditure to any national, state, or local
10 committee of any political party or another candidate's committee;

11 or

12 (3) upon dissolution of a committee, in a manner permitted under
13 IC 3-9-1-12.

14 (b) Money received by a candidate or committee as a contribution
15 may not be used for **any of the following**:

16 (1) Primarily personal purposes by ~~the~~ **any** candidate or by any
17 other person except as described in subsection (a).

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1 **(2) To pay any candidate or any candidate's spouse a salary**
2 **or to replace any candidate's or any candidate's spouse's lost**
3 **income.**

4 **(c) Subsection (b) does not prohibit a committee from making**
5 **a payment to a candidate or a candidate's spouse if all of the**
6 **following apply:**

7 **(1) The committee is not the candidate's committee.**

8 **(2) The candidate or the candidate's spouse is employed by, or**
9 **is a contractor of, the committee in the normal course of the**
10 **committee's business.**

11 **(3) The payment:**

12 **(A) is made for services normally rendered to the**
13 **committee by an employee or a contractor of the**
14 **committee; and**

15 **(B) is not made in consideration of the candidacy.**

16 **(d) Money received as a contribution may be invested by a**
17 **committee in an account with a financial institution, savings**
18 **association, or credit union, or in any equity account. Any loss resulting**
19 **from an investment under this subsection must be reported as a**
20 **committee expenditure. Any gain resulting from an investment under**
21 **this subsection must be reported as income.**

22 **SECTION 2. An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. President: The Senate Committee on Legislative Apportionment and Elections, to which was referred Senate Bill No. 139, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 4, after "(c)" insert "**Subsection (b) does not prohibit a committee from making a payment to a candidate or a candidate's spouse if all of the following apply:**

(1) The committee is not the candidate's committee.

(2) The candidate or the candidate's spouse is employed by, or is a contractor of, the committee in the normal course of the committee's business.

(3) The payment:

(A) is made for services normally rendered to the committee by an employee or a contractor of the committee; and

(B) is not made in consideration of the candidacy.

(d)".

and when so amended that said bill do pass.

(Reference is to SB 139 as introduced.)

LANDSKE, Chairperson

Committee Vote: Yeas 6, Nays 0.

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